

**Certification under 37 CFR 1.8(a)**

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with The United States Postal Service with sufficient postage as first class mail in an envelope addressed to The Commissioner for Patents, Washington, D.C. 20231 on September 25, 2001.

Richard J. Streit

Name

*Richard J. Streit*  
Signature

DOCKET: CU-2605

**IN THE UNITED STATES PATENT & TRADEMARK OFFICE**

APPLICANT: John CANNING et al )  
SERIAL NO: 09/890,698 )  
TITLE: LASER ABLATION OF WAVEGUIDE STRUCTURES )  
COMPLETION OF PCT/AU00/00099 filed 14 February 1999 )

The Commissioner for Patents (DO/EO/US  
Box PCT  
Washington, D.C. 20231

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS**

Dear Sir:

This is in response to the Notification of Missing Requirements (Form PCT/DO/EO/905) dated 10 September 2001, a copy of which is attached herewith.

The Office is advised that the Combined Declaration & Power of Attorney for this application was filed on September 4, 2001, together with a check in payment of the surcharge. A copy of the postcard which has been date-stamped by the Office acknowledging receipt is attached herewith.

It is therefore believed that all formal requirements of the Office have now been met.

Respectfully submitted,

*Richard J. Streit*  
Attorney for Applicant

September 25, 2001

Date

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## UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box PCT  
United States Patent and Trademark Office  
Washington, D.C. 20231  
www.uspto.gov

U.S. APPLICATION NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/890698	CANNING J	CU-2605 RJS
INTERNATIONAL APPLICATION NO.		
PCT/AU00/00099		
I.A. FILING DATE	PRIORITY DATE	
14 FEB 00	12 FEB 99	

RICHARD J STREIT  
LADAS & PARRY  
224 SOUTH MICHIGAN AVENUE SUITE 1200  
CHICAGO, IL 60604

DATE MAILED:

10 SEP 2001

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as ☐ a Designated Office (37 CFR 1.494) ☒ an Elected Office (37 CFR 1.495):

- |  |   |
|--|---|
| <input type="checkbox"/> U.S. Basic National Fee.  | <input type="checkbox"/> Indication of Small Entity Status.                         |
| <input checked="" type="checkbox"/> Copy of the international application.   | <input type="checkbox"/> Translation of the international application into English. |
| <input type="checkbox"/> Oath or Declaration of inventors(s).  | <input type="checkbox"/> Translation of Article 19 amendments into English.         |
| <input type="checkbox"/> Copy of Article 19 amendments.  | <input type="checkbox"/> Other:   |
| <input checked="" type="checkbox"/> Priority Document.   |   |
| <input checked="" type="checkbox"/> The International Preliminary Examination Report in English and its Annexes, if any. |   |
| <input type="checkbox"/> Translation of Annexes to the International Preliminary Examination Report into English.        |   |

2. ☐ Applicant has requested early processing under 35 U.S.C. 371(f) but has not filed the following indicated items and/or the indicated items in paragraph 3 below. The Basic National Fee and the copy of the international application must be filed prior to 20 or 30 months from the priority date to avoid abandonment.

- |   |   |
|---|---|
| <input type="checkbox"/> U.S. Basic National Fee. | <input type="checkbox"/> Copy of the international application. |
|---|---|

3. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- |   |
|---|
| <input type="checkbox"/> a. Translation of the application into English. A processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.  |
| <input type="checkbox"/> The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.  |
| <input type="checkbox"/> b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).   |
| <input type="checkbox"/> c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), properly identifying the application (preferably by the International application number and international filing date). A surcharge will be required if submitted later than the appropriate 20 or 30 months from the priority date. |
| <input type="checkbox"/> The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.  |
| <input checked="" type="checkbox"/> d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).   |

4. Additional claim fees of \$ \_\_\_\_\_ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due (37 CFR 1.492(g)). See attached PTO-875.5. ☐ Applicant has not submitted the required sequence listing pursuant to 37 CFR 1.821-1.825. See attached PCT/DO/EO/920.**ALL OF THE ITEMS SET FORTH IN 3(a)-3(d), 4 AND 5 ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 22 OR 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

6. If box 3a or 3c is checked, a translation of the Annexes **MUST** be submitted no later than the time period set above or the Annexes will be cancelled. A processing fee will be required if submitted later than 20 or 30 months from the priority date.7. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

***A copy of this notice MUST be returned with this response.***Enclosed: ☐ PCT/DO/EO/917 ☐ Notice of Defective Translation  
☐ PTO-875 ☐ PCT/DO/EO/920

Barbara A. Campbell

FORM PCT/DO/EO/905 (March 2001)

Telephone: 703-305-3631

The Patent & Trademark Office acknowledges and has stamped hereon the date of receipt of the item checked below:

- |   |   |
|---|---|
| <input type="checkbox"/> New pat./design/PCT appln.         | <input checked="" type="checkbox"/> Assignment & Recordal Cover Sheet |
| <input checked="" type="checkbox"/> Transmittal letter 2pgs | <input type="checkbox"/> CC of priority document                      |
| <input type="checkbox"/> Fee Transmittal (PTO/SB/17)        | <input type="checkbox"/> Application Data Sheet                       |
| <input type="checkbox"/> _____ pages spec./abstract         | <input type="checkbox"/> Amendment/Response                           |
| <input type="checkbox"/> _____ pages of _____ claims        | <input type="checkbox"/> Request for Extension                        |
| <input type="checkbox"/> _____ sheets of drawings           | <input checked="" type="checkbox"/> Fee \$170                         |
| <input checked="" type="checkbox"/> Declaration/Power       | <input type="checkbox"/> Other _____                                  |

APPLICANT: John CANNING et al

SERIAL NO: 09/890,698

FILED: \_\_\_\_\_

TITLE: LASER ABLATION OF WAVEGUIDE  
STRUCTURES

DOCKET: CU-2605 DATE: 09/04/01

124 Rec'd PCT/PTO 01 SEP 2001